

DEC 15 2006

BEYER WEAVER & THOMAS, LLP

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FACSIMILE COVER SHEET

December 15, 2006

Receiver: Examiner Monique M. Wills
TEL #:

FAX #: 571-273-8300

Sender: Natalie Morgan for:
James E. Austin

Serial No. 10/772,157
Our Ref. No.: PLUSP036

Re: Amendment and Response to Species Election Requirement

Pages Including Cover: 11

Fax Contents: Fax Cover Sheet- 1 page
Amendment Transmittal- 1 page
Amendment and Response to Species Election Requirement- 9 pages

MESSAGE:

CONFIDENTIALITY NOTE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Visco et al.

Attorney Docket No.: PLUSP036

Application No.: 10/772,157

Examiner: Monique M. Wills

Filed: February 3, 2004

Group: 1745

**Title: ACTIVE METAL/AQUEOUS
ELECTROCHEMICAL CELLS AND SYSTEMS****CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being transmitted by facsimile to fax number 571-273-8300 to the U.S. Patent and Trademark Office on December 15, 2006.

Signed: _____

Natalie Morgan

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	66	MINUS	69	00	x 25 =	x 50 = 00
Independent Claims	2	MINUS	3	00	x 100 =	x 200 = 00
Multiple Dependent Claim Present and Fee Not Previously Paid						
Total					\$	\$00

- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. PLUSP036).

Respectfully submitted,
BEYER WEAVER & THOMAS, LLP

James E. Austin

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Oakland, CA 94612-0250

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Natalie Morgan**AMENDMENT AND RESPONSE TO SPECIES ELECTION
REQUIREMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.